

July 11, 2011

The Common Council met as the Water Utility Board at 7:00 pm on the above date in the Meeting Room at City Hall Annex with Mayor Tucker presiding and members Hoehn, Curtis, and Higgins attending. Board members Askren and Fuelling were not present. Others attending were Attorney Higgins; Supt. Gray; Comm. Maynard; Chief Dixon; Ed Adams; Cecil Waters; Geneva James; Gary and Sue Shelton; Ron and Vonnie Sallee; S. Rao Chitikela and Frank Didelot – Johnson Controls, Inc.; John Taylor – Dir. PCEDP; Larry Williams; Pam Robinson – Posey County News; and Sara Manifold – Mount Vernon Democrat.

Mayor Tucker called the meeting to order by stating members were either mailed or hand carried copies of the minutes of their previous meeting and by asking if there were any corrections or additions. He added if not, he entertains a motion to waive their reading and to approve the minutes as presented.

Board member Higgins moved the reading of the minutes be waived and they be approved as presented. Seconded by Board member Curtis.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Mayor Tucker requested action on the claims presented.

Board member Higgins moved the claims presented be allowed for payment. Seconded by Board member Curtis.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

\*\*\*\*\*CLAIMS\*\*\*\*\*

Mayor Tucker stated they will now hear the report of the Water Chairman.

Chairman Curtis stated he has no report.

Supt. Gray stated they received the second consecutive negative sample on the W. Lincoln line and they are now ready to tie it over. He added this work was needed to improve pressure in the area. He continued by stating the Seibert Station is “dead” and as a result of work that needed to be done under it, they have had to tear the station down to make the repairs. He added that station was not really needed anymore anyway.

Mayor Tucker asked if there were any questions ?

There were none.

Mayor Tucker asked if the Clerk-Treasure had any Communications for the Board ?

Clerk-Treasurer Sitzman replied not at this time.

Mayor Tucker asked if there were any Legals for consideration ?

Attorney Higgins replied one was walked into the meeting tonight. She stated back in 2008 the water department switched their software package over to Keystone, and it was approved then by this Board. She stated State Board of Accounts now is requiring a resolution/permission from the Utility Board to use their financial systems package. The Utility Board needs to authorize that transition.

Supt. Gray added for simplicity, they have been referring to it as Key Ledger.  
Board member Curtis stated they have been using this for about 6 months now, it is working and he feels they should go with it. He then moved the Board authorize the use of Key Ledger.  
Seconded by Board member Higgins.

Mayor Tucker asked if there were any questions ?

Attorney Higgins added this was previously approved six months ago.

Mayor Tucker stated if there were no other comments, he requested a roll call vote.

Roll was called by the Clerk-Treasurer with Board voting as follows:

Askren – absent; Fuelling – absent; Hoehn – yes;

Curtis – yes; Higgins – yes.

Mayor Tucker stated the motion carried unanimously.

Mayor Tucker asked if anyone in the Audience wished to address the Board ?

There was no response.

Mayor Tucker asked if there was any Old Business ?

There was none.

Mayor Tucker asked if there was any New Business ?

There was none.

Mayor Tucker stated if there was no further business, he entertains a motion to adjourn.

Board member Curtis moved the meeting be adjourned. Seconded by Board member Hoehn.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously and adjourned the meeting.

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John Tucker  
Mayor

ATTEST:

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Cristi L. Sitzman  
Clerk-Treasurer

The Common Council met immediately following the Water Utility Board on the above date in the Meeting Room at City Hall Annex with Mayor Tucker presiding and members Hoehn, Curtis, and Higgins attending. Council members Askren and Fuelling were not present. Others attending were Attorney Higgins; Supt. Gray; Comm. Maynard; Chief Dixon; Ed Adams; Cecil Waters; Geneva James; Gary and Sue Shelton; Ron and Vonnice Sallee; S. Rao Chitikela and Frank Didelot – Johnson Controls, Inc.; John Taylor – Dir. PCEDP; Larry Williams; Pam Robinson – Posey County News; Sara Manifold – Mount Vernon Democrat; arriving during the meeting, Chief Belloat and Supt. Givens.

Mayor Tucker called the meeting to order by stating members were either mailed or hand carried copies of the minutes of their previous meeting and by asking if there were any corrections or additions. He added if not, he entertains a motion to waive their reading and to approve the minutes as presented.

Councilwoman Higgins moved the reading of the minutes be waived and they be approved as presented. Seconded by Councilman Curtis.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Chief Beloit arrived at the meeting.

Mayor Tucker stated they will now hear the reports of the Standing Committees.

Street & Light Chairman Fuelling was not present.

Comm. Maynard stated Phase I paving is complete with Western Hills, State Street, and portions of Grenada being paved with EDIT money. He then stated if anyone receives calls about street signs being down or missing, it is just slow going. The company they are ordered from is pretty slow and it just isn't feasible to keep all signs in inventory.

Supt. Givens arrived at the meeting.

Mayor Tucker asked if there were any questions ?

There were none.

Police & Dog Chairman Askren was not present.

Chief Beloit stated he has no report.

Mayor Tucker asked if there were any questions ?

There were none.

Fire Chairman Hoehn stated he has no report.

Chief Dixon stated he has no report.

Mayor Tucker asked if there were any questions ?

There were none.

Sewer Chairwoman Higgins stated she has no report.

Supt. Givens stated he has no report.

Mayor Tucker asked if there were any questions ?

There were none.

Mayor Tucker stated they have the Financial Report for June before them and any questions could be directed to Clerk-Treasurer Sitzman.

Mayor Tucker asked if the Clerk-Treasurer had any Communications for the Council ?

Clerk-Treasurer Sitzman replied not at this time.

Mayor Tucker stated they are now ready for the Legal portion of the Agenda.

Attorney Higgins stated the only item tonight is the second reading of the Ordinance to Adopt the Code of Ordinances for the City of Mount Vernon, IN Codification.

Councilman Curtis moved the ordinance pass second reading. Seconded by Councilwoman Higgins.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – absent; Fuelling – absent; Hoehn – yes;

Curtis – yes; Higgins – yes.

Mayor Tucker stated the ordinance passed second reading unanimously.

Mayor Tucker asked if anyone in the Audience wished to address the Council ?

Ed Adams approached and stated at the May 23 meeting, during conversation on the trash ordinance, a legal question came up concerning the Open Door Law and a possible violation of federal law. He added he never heard any mention of it again and wanted to know if a law was or was not broken.

Attorney Higgins replied she was not made aware of any law that was broken. She added there were questions that arose at that time but she believes they have been answered.

Mr. Adams added it was never discussed at any previous meeting and he wanted to tie up that loose end. Thank you.

Mayor Tucker asked if anyone else in the Audience wished to address the Council ?

There was no response.

Mayor Tucker asked if there was any Old Business ?

Councilman Curtis stated at the last meeting they were asked to look at the intersection of E. 5<sup>th</sup> Street and Barbee. He added that is Councilman Fuelling's District and he feels they should wait for him to return before they proceed.

Councilwoman Higgins replied that is fine and she agrees.

Councilman Hoehn questioned the sewer line on the bridge east of town in the newly annexed area ? He wondered if any progress is being made on that.

Supt. Givens replied he has received a contract from Bernardin Lochmueller and it is being reviewed.

Attorney Higgins asked if he had forwarded it on to her ?

Supt. Givens replied he believed so.

Attorney Higgins stated she does recall receiving that and the form is fine if Supt. Givens can afford the fee.

Supt. Givens replied if he recalls correctly it was a little over \$6,000 for the engineering and all paperwork to be in compliance with IDEM.

Councilman Hoehn asked the front runner on design ?

Supt. Givens replied probably boring.

Councilman Hoehn added he believes that would be the smartest way.

Supt. Givens agreed and added it would be the best and the cheapest way.

Councilman Hoehn stated there are lots of large trees in the area and he agrees it would be smartest to bore. He added his fear is that a large tree will fall on and damage the line if it isn't buried.

Supt. Givens stated he hopes the pumps can handle it.

Councilman Hoehn again stated he feels that is the smartest way to proceed and he would like to see the numbers on boring once they are received.

Mayor Tucker asked if there was any New Business ?

There was none.

Mayor Tucker stated they will now hear the reports of the Districts.

1<sup>st</sup> District Councilwoman Askren was not present.

2<sup>nd</sup> District Councilman Fuelling was not present.

3<sup>rd</sup> District Councilman Hoehn stated he has no report.

4<sup>th</sup> District Councilman Curtis stated he has no report.

Councilwoman-at-Large Higgins stated she has no report.

Mayor Tucker stated INDOT contacted him and said that July 18 through July 22 Tile Factory Road will be closed between 4<sup>th</sup> and 5<sup>th</sup> Streets, weather permitting, while they finish up their project at the intersection of Hwy 62 and Tile Factory Road. He then reminded everyone that budgets are due in to his office by noon Thursday, July 14 – with nine copies of the 2011 and 2012 budgets. Council may pick them up any time after 3:00 pm. The first budget meeting will be held Monday July 18 at 4:00 pm. He concluded his report by stating he and Comm. Maynard will be traveling to Indianapolis on July 13 for a ceremony on their grant award on the West Side Storm Water Project.

Mayor Tucker stated if there was no further business, he entertains a motion to adjourn. Councilwoman Higgins moved the meeting be adjourned. Seconded by Councilman Curtis. Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously and adjourned the meeting.

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John Tucker  
Mayor

ATTEST:

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Cristi L. Sitzman  
Clerk-Treasurer